



UNITED STATES
PATENT AND
TRADEMARK OFFICE

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UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY
AND DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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FEB 26 2003

BAKER & BOTTS
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NEW YORK NY 10112

In re Application of :
Giulio Tarro et al :
Serial No.: 09/125,122 : PETITION DECISION TO RESTART
Filed: January 4, 1999 : PERIOD FOR REPLY
Attorney Docket No.: 31920 PCT USA :
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This is in response to applicant's petition under 37 CFR § 1.181, filed February 10, 2003, requesting remailing of the Office action and restarting of the period for reply.

A review of the file history shows the examiner mailed a Final Office action to applicants on September 12, 2002, setting a three month shortened statutory period for reply. Applicants state that they have not received the Office action, but discovered its presence in a telephone interview with the examiner. Applicants provide copies of the docket report to show that the Office action has not been received. It is noted that the docket report is difficult to interpret as the entries are not in chronological order. Applicants' statement and evidence are acceptable and the Office action will be remailed and the period for reply restarted.

Applicants' petition is **GRANTED**.

The application will be forwarded to the examiner for prompt remailing of the last Office action.

Should there be any questions regarding this decision, please contact William R. Dixon, Jr., by mail addressed to Director, Technology Center 1600, Washington, D.C. 20231, or by telephone at (703) 308-3824 or by facsimile transmission at (703) 305-7230.


Jasmine C. Chambers

Director, Technology Center 1600